

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOHN ROBERT DEMOS, JR.,

Petitioner,

v.

ERIC H. HOLDER, JR., et al.,

Respondents.

CASE NO. C13-212-MJP-MAT

REPORT & RECOMMENDATION

**Bar-order litigant John Demos** has filed an application to proceed *in forma pauperis* with a proposed 28 U.S.C. § 2254 habeas petition.<sup>1</sup> (Dkts. 1, 2, 6.) An Order of this Court provides for the return without filing of any petition by Mr. Demos that seeks an extraordinary writ pursuant to 28 U.S.C. §§ 1651, 2253 or 2254, unless accompanied by the filing fee. *See Demos v. Stanley*, MC97-0031-JLW (W.D. Wash. Mar. 13, 1997).

<sup>1</sup> Although Mr. Demos attempts to sue for relief via 28 U.S.C. § 2241, it is clear that he brings a § 2254 petition. Mr. Demos is a state prisoner who challenges the validity of his state convictions in the 1970s. (Dkt. 1, at 1.)

1 As petitioner has submitted no filing fee, the Court recommends that, pursuant to the  
2 Court's Order of March 13, 1997, the Clerk be **DIRECTED** to return petitioner's submissions  
3 without filing them, and to strike any pending motions as moot. A proposed Order is attached.  
4 The Clerk is directed to send a copy of this Report and Recommendation to Mr. Demos and to  
5 the Honorable Marsha J. Pechman.

6 Dated this 21st day of March, 2013.

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9 Mary Alice Theiler  
United States Magistrate Judge